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**UNITED STATES DISTRICT COURT**  
**DISTRICT OF NEVADA**

UNITED STATES OF AMERICA,

Plaintiff,

v.

JOSE AGUIRRE,

Defendant.

Case No. 2:21-mj-00101-DJA

**STIPULATION TO CLOSE  
CASE**

IT IS HEREBY STIPULATED AND AGREED, by and between Christopher Chiou, Acting United States Attorney, and Rachel Kent, Special Assistant United States Attorney, counsel for the United States of America, and Stephen Reid, counsel for Jose Aguirre, that the case be closed.

This Stipulation is entered into for the following reasons:

1. On July 25, 2020, Mr. Aguirre was charged in a two-count Complaint with (1) Operating a Motor Vehicle while Under the Influence of Alcohol, and (2) Operating a Motor Vehicle with a BAC of 0.08 Grams and Higher.
2. On May 14, 2021, Mr. Aguirre entered into a Petty Offense Plea Agreement with the government in which he agreed to plead guilty to Count One of the Complaint, Operating a Motor Vehicle while Under the Influence of Alcohol.

1 The government agreed to dismiss Count Two, Operating a Motor Vehicle with a  
2 BAC of 0.08 Grams and Higher.

3 3. The parties jointly agreed to recommend Mr. Aguirre be sentenced to  
4 unsupervised probation for one year, with the following special conditions: (i) pay a  
5 \$500 fine and a mandatory \$10 penalty assessment; (2) attend and complete the  
6 Lower Court Counseling's DUI course and Victim Impact Panel; (3) complete an 8  
7 hour online alcohol awareness course; (4) not return to Lake Mead for 6 months;  
8 (5) not violate any local, state, or federal laws for 6 months.

9 4. On May 19, 2021, this Court sentenced Mr. Aguirre pursuant to the  
10 plea agreement.

11 5. This Court ordered the parties to file a Proposed Stipulation by  
12 October 26, 2021, indicating that Mr. Aguirre has completed all outstanding  
13 sentencing obligations.

14 6. On October 26, 2021, the parties filed a Joint Status Report informing  
15 the Court that Mr. Aguirre had successfully completed conditions (i), (ii), and (iii).  
16 Mr. Aguirre had not entered Lake Mead and had not violated any local, state or  
17 federal law.

18 7. Based on her completion of 12 months' unsupervised probation, the  
19 parties jointly request the case be closed.

20 DATED: October 26, 2021.

21 STEPHEN REID  
22 24/7 Attorneys

CHRISTOPHER CHIOU  
Acting United States Attorney

23 By /s/ Stephen Reid, Esq.

By /s/ Rachel Kent

24 STEPHEN REID  
25 24/7 Attorneys

RACHEL KENT  
Special Assistant United States  
Attorney

**Order**

26 IT IS ORDERED that ECF No. 18 is DENIED without prejudice. The Court is  
inclined to grant the stipulation subject to corrections made to reason No. 7 and  
the case number. It does not appear that Mr. Aguirre has completed 12 months  
of unsupervised probation. Additionally, the Magistrate Judge assigned to this  
case is not Judge Albregts.